

01-0-1122

**A SUBSTITUTE ORDINANCE**

**BY: COUNCILMEMBER CATHY WOOLARD**, *Dem Stans*

**AN ORDINANCE AMENDING ARTICLE IV, SECTION 138-101 OF THE MUNICIPAL CODE OF ORDINANCES TO AMEND SUBSECTION (a)(1) BY EXEMPTING THE M. L. KING, JR. LANDMARK DISTRICT, TO AMEND SUBSECTION (a)(3) BY EXEMPTING THE CANDLER PARK URBAN CONSERVATION DISTRICT AND DELETING SUBSECTION (a)(4); AND FOR OTHER PURPOSES.**

**WHEREAS**, Article IV, Section 138-101 of the Municipal Code of Ordinances requires that hexagonal pavers or stamps must be used when replacing or reconstructing sidewalks in certain districts;

**WHEREAS**, this requirement can increase the cost of replacing and reconstructing sidewalks, therefore discouraging homeowners from making needed repairs; and

**WHEREAS**, the use of stamping in lieu of pavers in many cases has resulted in an inconsistent appearance in new sidewalks in certain areas; and

**WHEREAS**, the Candler Park Neighborhood Organization and the Historic District Development Corporation have officially expressed their desire to have these certain districts exempted from the regulations set forth in this section;

**NOW THEREFORE BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA AS FOLLOWS:**

**Section 1.** That Article IV, Section 138-101 of the Municipal Code of Ordinances be amended by striking Subsection (a)(1) in its entirety and substituting in lieu thereof the following:

(a)(1) Any landmark district, except for the M. L. King, Jr. Landmark District. This exemption does not apply to the Auburn Avenue Streetscape improvements which were installed for the 1996 Olympics.

**Section 2.** That Article IV, Section 138-101 of the Municipal Code of Ordinances be amended by striking Subsection (a)(3) in its entirety and substituting in lieu thereof the following::

(a)(3) Any urban conservation district which existed prior to 1991, as so defined by the Urban Design Commission, except for the Candler Park Urban Conservation District.

**Section 3.** That Article IV, Section 138-101, Subsection (a)(4) of the Municipal Code of Ordinances be deleted in its entirety.

**Section 4.** That all ordinances or parts of ordinances in conflict with this ordinance shall be repealed.

A true copy,

*Rhonda Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
RETURNED WITHOUT SIGNATURE OF THE MAYOR  
APPROVED as per City Charter Section 2-403

AUG 06, 2001

AUG 15, 2001

RCS# 3036  
8/06/01  
3:18 PM

Atlanta City Council

Regular Session

01-O-1122      Exempt Candler Park Historic Dis. from  
                 hexagonal paver sidewalk requirements  
                 ADOPT ON SUB

YEAS: 10  
NAYS: 1  
ABSTENTIONS: 0  
NOT VOTING: 5  
EXCUSED: 0  
ABSENT 0

Y McCarty	Y Dorsey	NV Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	NV Maddox	Y Alexander
NV Winslow	NV Muller	N Boazman	NV Pitts

01-O-1122

01-C-1122

(Do Not Write Above This Line)

**AN ORDINANCE**

**BY COUNCILMEMBER CATHY WOOLARD**

**AN ORDINANCE AMENDING  
ARTICLE IV, SECTION 138-101  
OF THE MUNICIPAL CODE OF  
ORDINANCES TO EXEMPT THE  
CANDLER PARK HISTORIC  
DISTRICT FROM REGULATIONS  
REQUIRING THAT HEXAGONAL  
PAVERS OR STAMPS BE USED  
WHEN REPLACING OR  
RECONSTRUCTING SIDEWALKS;  
AND FOR OTHER PURPOSES.**

*8/16/01 - Substitute brought forward  
Without Objection; Adopted by Roll Call*

*Substitute*

- ADOPTED BY**
- ☐ **CONSENT REFER**
  - ☐ **REGULAR REPORT REFER** **AUG 06 2001**
  - ☐ **ADVERTISE & REFER**
  - ☐ **1st ADOPT 2nd READ & REFER COUNCIL**
  - ☒ **PERSONAL PAPER REFER**

Date Referred *7/16/01*

Referred To: *City Utilities*

Date Referred

Referred To:

Date Referred

Referred To:

**First Reading**

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred to \_\_\_\_\_

Committee *City Utilities*  
Date *8-6-01*  
Chair *Chair Woolard*  
Action: *No Recommendation*  
Fav, Adv, Hold (see rev. side)  
Other:  
Members  
Refer To

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Action: \_\_\_\_\_  
Fav, Adv, Hold (see rev. side)  
Other: \_\_\_\_\_  
Members  
Refer To

**FINAL COUNCIL ACTION**

- ☐ 2nd
- ☐ 1st & 2nd
- ☐ 3rd
- Readings
- ☐ Consent
- ☐ V Vote
- ☒ RC Vote

**CERTIFIED**

**C**  
**AUG 6 2001**  
ATLANTA CITY COUNCIL PRESIDENT  
*Robert A. Pitts*

**CERTIFIED**  
**AUG 06 2001**  
*Frankie D. Johnson*  
MUNICIPAL CLERK

**MAYOR'S ACTION**

**APPROVED**

**AUG 15 2001**

WITHOUT SIGNATURE  
BY OPERATION OF LAW